

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF NORTH CAROLINA

In Re: Jesse Charles Lay) **Motion and Notice**
) **Chapter 13**
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)
Debtor(s)) No. B-10-80953 C13D

The undersigned Standing Trustee respectfully moves the Court for an order as follows:

On October 19, 2010, the Debtor's Plan was confirmed. Bank of America has filed a claim in the amount of \$283,653.46 secured by the Debtor's real property located at 500 Guy Walker Way, Durham, NC ("the real property"). Bank of America asserts ongoing monthly mortgage payments of \$1,825.65 and arrearage through December of 2010 in the amount of \$30,567.32.

The Standing Trustee respectfully recommends to the Court that an Order be entered as follows: 1) Bank of America shall be allowed a long-term continuing debt payable through the Trustee's office at the rate of \$1,825.65 effective January of 2011; and 2) Bank of America shall be allowed a secured claim for arrearage through December of 2010 in the amount of \$30,567.32 payable in equal monthly installments of \$510.00.

Date: May 27, 2011
ltp

s/Richard M. Hutson, II
Standing Trustee

NOTICE

TAKE NOTICE THAT any interested party who has an objection to the Motion MUST FILE A WRITTEN OBJECTION on or before June 27, 2011, with the parties named on the attached Parties to be Served list and with the U.S. Bankruptcy Court at the following address:

*101 S. Edgeworth Street
Greensboro, NC 27401*

If no objections are filed within the time period, the Court will consider this motion without a hearing. If objections are timely filed, a hearing on the motion will be held on July 14, 2011, at 11:00 a.m., at the following location:

*Courtroom,
Venable Center
Dibrell Building, Suite 280
302 East Pettigrew Street
Durham, NC 27701*

Date: May 27, 2011

OFFICE OF THE CLERK
U.S. Bankruptcy Court

**PARTIES TO BE SERVED
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